

MINUTES OF THE BRIDGEWATER TOWNSHIP COUNCIL
JULY 1, 2013 COUNCIL CHAMBERS

The Township Council of the Township of Bridgewater, County of Somerset, State of New Jersey, convened in a regular session on Monday, July 1, 2013 at 7:30 p.m. in Council Chambers in the Municipal Complex, Bridgewater, New Jersey 08807.

Council President Rose read the following announcement:

Notice of Meeting

In compliance with the Open Public Meetings Act of New Jersey, adequate notice of this meeting was provided on January 8, 2013 by sending written and electronic notice to the Courier News and the Star Ledger, posting on the Township website and on the bulletin board in the Municipal Building, and filing with the Township Clerk.

On call of the roll, the following Council members were present:

Allen Kurdyla
Matthew C. Moench
Howard V. Norgalis
Filipe Pedroso
Council President Christine Henderson Rose

Also Present: James T. Naples, Township Administrator
William Savo, Township Attorney
Robert C. Bogart, Director of Municipal Services
Linda J. Doyle, Township Clerk

Council President Rose led the audience in the Pledge of Allegiance.

Minutes for Approval

On motion of Councilman Norgalis, second by Councilman Kurdyla the following minutes were approved on a unanimous voice vote of all present:

Agenda and Regular Session - June 17, 2013
Closed Session -June 6, Session 1 & 2 and June 17, 2013

Council Reports

Councilman Kurdyla reported the shred event, a joint venture with Somerset County which was held at our parking lot on 6/22/2013 was a success. He cautioned everyone that would be interested in shredding at future events to arrive early as the trucks are filling up fast.

Councilman Moench reported he attended Basalone Bowl Football Game at the High School. It was a fundraiser ran by the marines for "toys for tarts". He also attended a "bikes for kids" program that was run by the Somerset County Bar

Foundation at Bound Brook high school. Councilman Moench reminded everyone of the Middlebrook encampment event on the 4th of July at 10:30am. and Somerset County Governing Officials golf event and picnic on Thursday, 6/13/2013.

Councilman Pedroso reported he attended the Van Holten Elementary School of Arts ceremony and the Shred event on 6/22/2013.

Councilman Norgalis reported as follows:

- He attended the shred event
- Attended a ribbon cutting ceremony on 240 Helfreds Landing, a group home that will involve four (4) residents with special needs
- He wished John Langel, Bridgewater Township's Superintendent well on his retirement
- He will be meeting with Congressman Leonard Lance to discuss federal legislation on traumatic brain injury.

Councilwoman Rose reported she attended the monthly Board meeting on the animal shelter. She also offered her gratitude to John Langel, Bridgewater Township's Superintendent for the great work he and his staff has done over the years and wished him well on his retirement.

Mayor's Report

Township Administrator Naples reported we have a developer who has expressed interest in developing the Weyerhaeuser Site and Administration is in the process of helping him move this along. He further advised the Mayor would like to remind everyone the Bridgewater Police will be hosting a child safety seat event at the municipal building from 3:30pm to 6:30pm.

Public Comment

On motion of Councilman Norgalis, seconded by Councilman Pedroso, the meeting was opened to the public.

Members of the public wishing to address the Council on any matter will be allowed two minutes to speak, unless there are unusual circumstances.

George Stafford, Outreach Director for the New Jersey Highlands Consortium was present. After discussion, Council was in concensus they would place this matter on a future agenda at which time Mr. Stafford would make a presentation about the New Jersey Highlands and Water Protection and Planning Act, an organization which protects drinking water for over 5.4 million people

and helps preserve New Jersey's dwindling open space

Pasquale Marago, Esq., Attorney for Green Knoll Grille ("GKG") was present to discuss the Green Knoll Grille liquor license. He expressed he was present because a letter was sent to the adjacent property owners concerning GKG's request to allow outdoor music advising them he would be at tonight's meeting should they wish to be heard. It was noted there was no one present to discuss this matter. Council was in consensus to place this matter on the next meeting agenda for further discussion.

On motion of Councilman Norgalis, seconded by Councilman Pedroso, the public comment portion was closed.

Resolutions

AUTHORIZING EXECUTION OF A POLICE SERVICES AGREEMENT WITH THE BRIDGEWATER-RARITAN BOARD OF EDUCATION PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:65-1 ET SEQ. AUTHORIZING THE PLACEMENT OF A SECOND SCHOOL RESOURCE OFFICER AT THE BRIDGEWATER-RARITAN HIGH SCHOOL WITH THE TOTAL COST OF SUCH OFFICER TO BE PAID BY THE BOARD OF EDUCATION.

Township Administrator Naples advised this resolution would allow the Township to provide an additional School Resource Officer at the Bridgewater-Raritan High School who would be paid for by the Board of Education.

Council was in consensus to approve this resolution with the language that this would be a three-year agreement to commence on July 1, 2013 and end on July 1, 2016 and that the head count for police officers would revert to the current head count if this agreement terminates in three years.

On motion of Councilman Norgalis, seconded by Councilman Kurdyla, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Moench	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council President Rose	Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-07-01-155 is appended to the official minutes.

**Public
Comment**

On motion of Councilman Norgalis, seconded by Councilman Moench, the meeting was opened to the public.

Members of the public wishing to address the Council on any matter will be allowed two minutes to speak, unless there are unusual circumstances.

Boy Scout Peter Yee from Troupe 88 was present and addressed the Council

Scott Hobbs 20 Deer run Drive was present. He stated he has been a Bridgewater Police officer for 21 years, 10 of those as a school resource officer (SRO). When he was an SRO, he implemented many programs, taught classes, worked with teachers and students etc. He stated an SRO is a special person who does more than carry a weapon; SRO's work with Administration, the students and the teachers.

On motion of Councilman Norgalis, seconded by Councilman Kurdyla, the public comment portion was closed.

**PUBLIC
HEARING &
FINAL ACTION
ORDINANCES**

**AN ORDINANCE AMENDING CHAPTER 4 "ADMINISTRATIVE ORGANIZATION",
ARTICLE XIV ENTITLED "DEPARTMENT OF POLICE", SECTION 4-84 D,
(COMPOSITION AND ORGANIZATION OF THE POLICE FORCE)**

Council was in consensus to approve this Ordinance with the language that the head count for police officers would revert to the current head count if the agreement with the Board of Education for a school resource officer terminates after three years.

BE IT RESOLVED that the said pending ordinance be passed on first reading and advertised as required by statute fixing the 15th day of July 2013, at 7:30 p.m. prevailing time on said day as the time and the Bridgewater Township Municipal Court Chambers at 100 Commons Way in said Township as the place for hearing and final action, and

BE IT FURTHER RESOLVED that the Township Clerk shall forthwith post on the bulletin board in the Township Municipal Building at 100 Commons Way a true copy of said ordinance and make copies available to members of the general public and spread the same upon the minutes of the meeting.

On motion of Councilman Pedroso, seconded by Councilman Moench, the foregoing Ordinance was proposed for introduction, as amended. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Moench	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye

Council President Rose

Aye

THE ORDINANCE WAS INTRODUCED.

A copy of resolution #13-07-01-158 is appended to the official minutes.

Resolutions

CERTIFICATION OF 2012 AUDIT

This resolution is an annual requirement that provides a personal attestation from each Council member that they have received and reviewed the audit and that no financial problems exist with the Township.

On motion of Councilman Norgalis, seconded by Councilman Kurdyla, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Moench	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council President Rose	Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-07-01-158 is appended to the official minutes.

PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2013 BUDGET PURSUANT TO N.J.S.A. 40 A:4-87 (CHAPTER 159, P. L. 1948) ALCOHOL EDUCATION REHABILITATION GRANT IN THE AMOUNT OF \$1,847.11

The Alcohol Education Rehabilitation Enforcement Fund Grant is awarded by the NJ Department of Justice and provides funds for administrative costs of municipal courts related to DWI cases. The grant award is based on the amount of DWI fines collected by each participating town. Funds are utilized by the Bridgewater Court for various expenditures associated with DWI proceedings. This includes scheduling special DWI court sessions or buying equipment for the court necessary to hear DWI cases.

On motion of Councilman Norgalis, seconded by Councilman Kurdyla, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Moench	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council President Rose	Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-07-01-159 is appended to the official minutes.

PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2013 BUDGET PURSUANT TO N.J.S.A. 40 A:4-87 (CHAPTER 159, P. L. 1948) 2013 CHILD PASSENGER SAFETY GRANT IN THE AMOUNT OF \$1,500

The Child Passenger Safety Grant is an annual grant offered by the New Jersey Division of Highway Traffic Safety which funds an educational program intended to teach drivers the correct method for installing child safety seats in their vehicles. Grant funds are utilized for police overtime and supplies used to fasten the seats. The educational events are staged in parking lots that draw parents, such as at Babies R Us in The Promenade Shopping Center. Officers certified in child passenger safety are able to demonstrate to participants the correct methods for installing child safety seats.

On motion of Councilman Kurdyla, seconded by Councilman Norgalis, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Moench	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council President Rose	Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-07-01-160 is appended to the official minutes.

AUTHORIZING SUBMISSION OF A GRANT APPLICATION IN THE AMOUNT OF \$4,400 TO THE STATE OF NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY FOR THE DRIVE SOBER OR GET PULLED OVER 2013 STATEWIDE LABOR DAY CRACKDOWN

This resolution will allow for a grant to assist in paying officers involved in an enforcement crackdown to combat impaired driving.

On motion of Councilman Kurdyla, seconded by Councilman Norgalis, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Moench	Aye
Councilman Norgalis	Aye

Councilman Pedroso Aye
Council President Rose Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-07-01-161 is appended to the official minutes.

AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE, IN THE FORM OF CASH IN THE AMOUNT \$7,546.80, ACCEPTANCE OF THE PUBLIC AND SITE IMPROVEMENTS AND ACCEPTANCE OF THE MAINTENANCE GUARANTEE IN THE AMOUNT OF \$1,132.02 FOR MERCAL, LLC, BLOCK 421, LOTS 5.01 & 5.02 - 417 & 421 GARRETSON ROAD

Township Engineer Bogart advised this is to guarantee the improvements of the above referenced two (2) lot subdivision on Garretson Rd.

On motion of Councilman Kurdyla, seconded by Councilman Moench, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla Aye
Councilman Moench Aye
Councilman Norgalis Aye
Councilman Pedroso Aye
Council President Rose Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-07-01-162 is appended to the official minutes.

AUTHORIZING THE RELEASE OF THE MAINTENANCE GUARANTEE IN THE AMOUNT OF \$15,011.85 (CASH) FOR ADVANCE AT MIDDLEBROOK CROSSROADS, BLOCK 356, LOTS 1 & 3.

Township Engineer Bogart advised that Advance at Middlebrook Crossroads paid a Maintenance Guarantee for the onsite improvements associated with the development referenced above. The requirements for the two (2) year maintenance bond have been satisfied and these monies can be released.

On motion of Councilman Kurdyla, seconded by Councilman Moench, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla Aye
Councilman Moench Aye
Councilman Norgalis Aye
Councilman Pedroso Aye

Council President Rose

Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-07-01-163 is appended to the official minutes.

AWARD OF CONTRACT TO BLACK ROCK ENTERPRISES, LLC FOR THE OAK STREET IMPROVEMENT PROJECT - PHASE 2 (PERRY DRIVE TO THE SOUTHERLY INTERSECTION WITH ARDMAER DRIVE), IN THE SUM OF \$544,794.88

Township Administrator Naples advised Black Rock Enterprises, LLC will provide construction services that will consist of installing new pavement, storm sewers, incidental work and restoration. The portion of Oak Street to be reconstructed is between Perry Drive and the southerly intersection with Ardmaer Drive. The bid of \$544,794.88 includes all materials, equipment, and manpower for the above referenced project.

On motion of Councilman Norgalis, seconded by Councilman Kurdyla, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Moench	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council President Rose	Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-07-01-164 is appended to the official minutes.

AUTHORIZATION EXECUTION OF AN AGREEMENT WITH MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION FOR MEMBER PARTICIPATION IN A COOPERATIVE PRICING SYSTEM

Township Administrator Naples advised this resolution will allow us to enter into an agreement with Middlesex Regional Educational Service Commission, a voluntary cooperative pricing system that works with municipalities, boards of education, and other public bodies to provide substantial savings on various goods and services through cooperative public bidding process.

On motion of Councilman Moench, seconded by Councilman Pedroso, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Moench	Aye

Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council President Rose	Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-07-01-165 is appended to the official minutes.

AWARD OF CONTRACT TO POWER PLACE, INC. TO PURCHASE JOHN DEERE 5100M UTILITY TRACTOR 4 WHEEL DRIVE WITH A DIAMOND 19" BOOM FAIR MOWER IN THE TOTAL AMOUNT OF \$94,280.00 TO BE FUNDED THRU PREVIOUS YEAR CAPITAL ORDINANCE AND 2013 CAPITAL ORDINANCE THE EQUIPMENT WILL BE PURCHASED THROUGH THE MIDDLESEX REGIONAL EDUCATION SERVICES COMMISSION.

On motion of Councilman Kurdyla, seconded by Councilman Norgalis, the foregoing resolution was proposed. The vote was as follows:

Councilman Kurdyla	Aye
Councilman Moench	Aye
Councilman Norgalis	Aye
Councilman Pedroso	Aye
Council President Rose	Aye

THE RESOLUTION WAS ADOPTED.

A copy of resolution #13-07-01-166 is appended to the official minutes.

**Closed
Session**

BE IT RESOLVED, by the Bridgewater Township Council that this body will now hold a closed meeting to discuss litigation.

When and if the matters discussed become public record, this will be made known to the public at that time.

The public is excluded from said meeting and further notice thereof is dispensed with all in accordance with Sections 8 and 4a of the Open Public Meetings Act.

On the motion of Councilman Norgalis, seconded by Councilman Kurdyla, Council convened in closed session at 8:30 p.m.

A copy of resolution #13-07-01-167 is appended to the official minutes.

On motion of Councilman Norgalis, second by Councilman Kurdyla, the meeting reconvened to open session at 8:50 p.m.

On the motion of Councilman Norgalis, seconded by Councilman Kurdyla, the meeting adjourned at 8:50 p.m.

Respectfully Submitted,

Linda J. Doyle, RMC
Municipal Clerk

Christine Henderson-Rose
Council President